

UNITED STATES BANKRUPTCY COURT

SOUTHERN DISTRICT OF CALIFORNIA

325 West "F" Street, San Diego, California 92101-6991

In Re

Debtor.

BANKRUPTCY NO.

**ORDER CONVERTING CASE UNDER CHAPTER 11 TO CASE
UNDER CHAPTER 12**

The debtor in possession has filed a motion in accordance with 11 U.S.C. § 1112(d), seeking to convert this case to a case under chapter 12 of the Bankruptcy Code (title 11 of the United States Code). The court finds that the case has not been discharged under § 1141(d) and such conversion is equitable.

IT IS ORDERED THAT:

1. This chapter 11 case is converted to a case under chapter 12.
2. The debtor in possession or the chapter 11 trustee shall:
 - a. forthwith turn over to the chapter 12 trustee all records and property of the estate under its custody and control; and
 - b. within 30 days of the date of this order, file and transmit to the United States Trustee an accounting of all receipts and distributions made, together with a schedule of all unpaid debts incurred after the commencement of the chapter 11 case.
3. The debtor within 15 days of the date of this order shall file:
 - a. the statements and schedules required by Federal Rule of Bankruptcy Procedure 1007(b), if such documents have not already been filed;
 - b. a list of the debtor's equity security holders of each class, showing the number and kind of interests registered in the name of each holder and the last known name and address or place of business of each holder, as required by Federal Rule of Bankruptcy Procedure 1007(a)(3) if such list has not already been filed; and
 - c. the chapter 12 Statement.
4. The debtor within 30 days of the date of this order shall if the case is converted after the confirmation of a plan, file:
 - a. a schedule of all property not listed in the final report and account of the debtor in possession or chapter 11 trustee which was acquired after the commencement of the chapter 11 case but before the entry of this conversion order;
 - b. a schedule of executory contracts entered into or assumed after the commencement of the chapter 11 case but before the entry of this conversion order; and
 - c. a schedule of unpaid debts not listed in the final report and account of the debtor in possession or chapter 11 trustee which were incurred after the commencement of the chapter 11 case but before the entry of this conversion order, as required by Federal Rule of Bankruptcy Procedure 1019(5).
5. [Other provisions as needed]

Dated:

Judge, United States Bankruptcy Court